

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SJUNDE AP-FONDEN and THE CLEVELAND  
BAKERS AND TEAMSTERS PENSION FUND,  
individually and on behalf of all others similarly  
situated,

Plaintiffs,

v.

GENERAL ELECTRIC COMPANY and  
JEFFREY S. BORNSTEIN,

Defendants.

17 Civ. 8457 (JMF) (GWG)

**ORAL ARGUMENT REQUESTED**

**NOTICE OF MOTION FOR  
SUMMARY JUDGMENT**

PLEASE TAKE NOTICE that upon the annexed Declaration of Blake T. Denton, dated September 6, 2022, and all exhibits thereto, the separately bound Statement of Material Facts Pursuant to Local Civil Rule 56.1, dated September 6, 2022, and the accompanying Memorandum of Law, dated September 6, 2022, the undersigned will move this Court on behalf of Defendants General Electric Company and Jeffrey S. Bornstein before the Honorable Jesse M. Furman in Courtroom 1105 of the United States District Court for the Southern District of New York, Thurgood Marshall U.S. Courthouse, 40 Foley Square, New York, New York, 10007, for an order granting Defendants' Motion for Summary Judgment with prejudice pursuant to Federal Rule of Civil Procedure 56, and for such other relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that, in accordance with the Order entered in this action on August 4, 2022 [Dkt. 341], Plaintiffs' opposition papers shall be submitted on or before November 6, 2022, and Defendants' reply papers shall be submitted on or before December 5, 2022.

Dated: New York, New York  
September 6, 2022

Respectfully submitted,  
LATHAM & WATKINS LLP

By:

  
William J. Trach (*pro hac vice*)  
200 Clarendon Street  
Boston, MA 02116  
(617) 948-6000  
william.trach@lw.com

Sean M. Berkowitz (*pro hac vice*)  
330 North Wabash Avenue, Suite 2800  
Chicago, IL 60611  
(312) 876-7700  
sean.berkowitz@lw.com

Blake T. Denton  
Jooyoung Yeu  
1271 Avenue of the Americas  
New York, NY 10020  
(212) 906-1200  
blake.denton@lw.com  
jooyoung.yeu@lw.com

Sarah A. Tomkowiak (*pro hac vice*)  
555 Eleventh Street NW  
Washington, D.C. 20004  
(202) 637-2200  
sarah.tomkowiak@lw.com

Colleen C. Smith (*pro hac vice*)  
12670 High Bluff Drive  
San Diego, CA 92130  
(858) 523-5450  
colleen.smith@lw.com

*Attorneys for Defendants General Electric  
Company and Jeffrey S. Bornstein*